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Attorneys for Defendants *Frankly Inc.*,
Steve Chung, JJR Private Capital Limited Partnership,
Ron Schmeichel and Louis Schwartz

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GANNAWAY ENTERTAINMENT, INC., a
Delaware corp., ALBERT C. GANNAWAY III,
SAMANTHA GANNAWAY,

Plaintiffs,

v.

FRANKLY INC., STEVE CHUNG, SKP
AMERICA, LLC, JJR PRIVATE CAPITAL
LIMITED PARTNERSHIP, RON
SCHMEICHEL, LOUIS SCHWARTZ,

Defendants.

CASE NO. 3:17-cv-04169-RS

**STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING TIME FOR
DEFENDANTS TO REPLY TO
PLAINTIFFS' OPPOSITIONS TO
DEFENDANTS' MOTIONS TO DISMISS**

1 WHEREAS, Defendants Frankly, Inc. ("Frankly"), Steve Chung ("Chung"), JJR Private
2 Capital Limited Partnership ("JJR"), Ron Schmeichel, and Louis Schwartz filed a Motion to Dismiss
3 on October 31, 2017;

4 WHEREAS, Defendant SKP America LLC ("SKP-A") filed a Motion to Dismiss (ECF No.
5 47) on October 31, 2017, incorporating by reference arguments made in the Motion to Dismiss (ECF
6 No. 43) filed by Frankly, Chung, JJR, Ron Schmeichel and Louis Schwartz;

7 WHEREAS, Plaintiffs filed an Opposition to Defendants Frankly Chung, JJR, Ron
8 Schmeichel, and Louis Schwartz's Motion to Dismiss on November 22, 2017;

9 WHEREAS, Plaintiffs filed an Opposition to Defendant SKP-A's Motion to Dismiss on
10 November 22, 2017;

11 WHEREAS, Plaintiffs similarly incorporated by reference in their Opposition to Defendants
12 Frankly, Chung, JJR, Ron Schmeichel, and Louis Schwartz's Motion to Dismiss arguments made in
13 its Opposition to Defendant SKP-A's Motion to Dismiss;

14 WHEREAS, Plaintiffs also incorporated by reference in their Opposition to Defendant SKP-
15 A's Motion to Dismiss arguments made in its Opposition to Defendants Frankly, Chung, JJR, Ron
16 Schmeichel, and Louis Schwartz's Motion to Dismiss;

17 WHEREAS, the parties believe it will be more orderly and efficient for Defendants to file a
18 joint 30-page Omnibus Reply, instead of two fifteen-page reply briefs, to respond to Plaintiffs'
19 Opposition briefs;

20 WHEREAS, the parties previously agreed Defendants' replies would be due on December 13,
21 2017, and have further agreed to an additional one week extension to December 20, 2017;

22 WHEREAS, the parties have met, conferred, and agreed that Defendants may file a joint 30-
23 page Omnibus Reply brief by December 20, 2017;

24 NOW, THEREFORE IT IS HEREBY STIPULATED AND AGREED THAT, Defendants
25 may file a joint 30-page Omnibus Reply brief in support of their motions to dismiss, which shall be
26 filed and served by December 20, 2017.

1 DATED: December 7, 2017

2 /s/ Nathaniel J. Kritzer

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13 *Partnership, Ron Schmeichel*
14 *and Louis Schwartz*

/s/ Kirk M. Hallam

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19 Attorney for Defendant
20 *SKP America, LLC*

21 **PURSUANT TO STIPULATION, IT IS SO ORDERED,**

22 DATED: 12/7, 2017



HONORABLE RICHARD SEEBORG
UNITED STATES DISTRICT COURT JUDGE